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PTO/SB/31 (08-03)

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) <b>OOMP0001C</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on <u>May 5, 2004</u>		In re Application of <b>Peppel</b>	
Signature <u>Rhonda Dunn</u>		Application Number <b>09/735,586</b>	Filed <b>12/12/2000</b>
Typed or printed name <b>Rhonda Dunn</b>		For Electronic Trading Card	
		Art Unit <b>2132</b>	Examiner <b>Benjamin Lanier</b>

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 330.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 165.00

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 07-1445. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record. Registration number 30,176

☐ attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_

Signature Michael A. Glenn  
Typed or printed name  
650-474-8400  
Telephone number  
May 5, 2004  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of ONE forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Certificate of Transmission Under 37 C.F.R. §1.8			
I hereby certify that this paper and the papers and/or fees referred to herein as attached are being transmitted via facsimile to the United States Patent and Trademark Office, Attn: Benjamin Lanier, Art Unit 2132, facsimile number (703) 872-9306 on May 5, 2004.			
Date of Deposit:	5/5/2004	Name of Person Making the Deposit:	Rhonda Dunn
		Signature of the Person Making the Deposit:	<i>Rhonda Dunn</i>

In re Application of: Peppel, et al

Serial No. : 09/735,586

Filed: 12/12/2000

Docket No.: OOMP0001C

Art. Unit: 2132

Examiner: LANIER, Benjamin

Title: Electronic Trading Card

May 5, 2004

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Pages (Including coversheet): 3

**Attached to this facsimile coversheet please find the following document:**

1. Notice of Appeal (1 sheet, in duplicate for accounting)